UNITED STATES DISTRICT COURT DISTRICT OF NEW HAMPSHIRE

UNITED STATES SECURITIES AND EXCHANGE COMMISSION

Plaintiff,

v.

ERIC JAEGER and JERRY A. SHANAHAN,

Civ. No. 01:07-00039-SM

Defendants.

ASSENTED TO MOTION TO EXTEND TO DECEMBER 9, 2011, THE TIME TO RESPOND TO MOTIONS TO STRIKE EXPERT TESTIMONY OF MESSRS. HENNING AND KANJOS

Plaintiff United States Securities and Exchange Commission ("SEC") and defendant Eric Jaeger ("Jaeger") respectfully move this Court for an Order extending the time within which to respond to Motions to Exclude Experts Testimony, and as grounds therefore state:

- On November 18, 2011, the SEC filed its Motion to Exclude Certain Opinions of Douglas J. Kangos. [Dkt. # 262].
- 2. On November 18, 2011, Jaeger filed a Motion to Exclude Testimony of Steven Henning. [Dkt # 263].
- 3. Responses to both Motions are due on December 2, 2011.
- 4. The parties pray that the Court extend, to December 9, 2011, the time within which both parties can respond to the respective motions.
- 5. Because this is an assented to Motion, no brief is required.

WHEREFORE, the parties respectfully pray for an Order extending to December 9, 2011, the time within which each party can respond to the Motions to Exclude Expert Testimony [Dkt. #262 and 263].

s/Nancy J. Gegenheimer

Leslie J. Hughes (Colo. 15043) Nancy Gegenheimer (Colo. 8981) Securities and Exchange Commission 1801 California Street, Suite 1500 Denver, CO 80202 (303) 844-1000

s/Jonathan A. Shapiro

Jonathan A. Shapiro Wilmer Cutler Pickering Hale and Dorr LLP 950 Page Mill Road Palo Alto, CA 94304 (650) 858-6000

CERTIFICATE OF SERVICE

I certify that on December 1, 2011, I sent a true copy of the foregoing pleading by electronically mailing it through the ECF system to the following persons:

John Richard Baraniak, Jr. jbaraniak@choate.com (Counsel for Patel)

Diana K. Lloyd <u>dlloyd@choate.com</u> (Counsel for Patel)

Peter Bryan Moores pmoores@choate.com (Counsel for Patel)

Jeffrey B. Rudman jeffrey.rudman@wilmerhale.com (Counsel for Jaeger)

Jonathan A. Shapiro jonathan.shapiro@wilmerhale.com (Counsel for Jaeger)

Miranda Hooker miranda.hooker@wilmerhale.com (Counsel for Jaeger)

Peter A. Spaeth <u>peter.spaeth@wilmerhale.com</u> (Counsel for Jaeger)

Bruce A. Singal <u>bsingal@dbslawfirm.com</u> (Counsel for Kay)

John C. Kissinger <u>jkissinger@nkms.com</u> (Counsel for Kay)

Michelle R. Peirce mpeirce@dbslawfirm.com (Counsel for Kay)

Victor W. Dahar <u>vdaharpa@worldnet.att.net</u> (Counsel for Skubisz)

Ann Pauly apauly@gtmllp.com (Counsel for Skubisz)

Mark B. Dubnoff <u>mdubnoff@eapdlaw.com</u> (Counsel for Barber)

Richard McCarthy <u>rmccarthy@eapdlaw.com</u> (Counsel for Barber)

Mark B. Dubnoff mdubnoff@eapdlaw.com (Counsel for Barber)

Michael D. Ramsdell mramsdell@krhlaw.com (Counsel for Barber)

Andrew Good agood@goodcormier.com (Counsel for Shanahan)

Philip G. Cormier pcormier@goodcormier.com (Counsel for Shanahan)

Steven M. Gordon sgordon@shaheengordon.com (Counsel for Kirkpatrick)

Lucy J. Karl lkarl@shaheengordon.com (Counsel for Kirkpatrick)

Jeffrey S. Lyons <u>lyonsj@sec.gov</u> (Counsel for SEC)

Leslie J. Hughes hughesli@sec.gov (Counsel for SEC)

Jay Scoggins scogginsj@sec.gov (Counsel for SEC)

Kevin E. Sharkey <u>kjs5@verizon.net</u> (Counsel for Collins)

Jennifer M. Ryan jryan@dwyercollora.com (Counsel for Collins)

Maria R. Durant mdurant@dwyercollora.com (Counsel for Collins)

William H. Kettlewell <u>wkettlewell@dwyercollora.com</u> (Counsel for Collins)

William Contolo wcintolo@aol.com (Counsel for Boey)

S/ Nancy J. Gegenheimer